

ORIGINAL

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March 24, 2006

Henry Humphries
Illinois Commerce Commission
Railroad Safety Specialist
527 E. Capitol Ave.
Springfield, IL 62701

RECEIVED
MAR 28 2006

Illinois Commerce Commission
RAIL SAFETY SECTION

RE: Village of Prairie City v. State of Illinois DOT, et al, ICC Docket No. T04-0079

1. Request for incentive payment.
2. Request for grade crossing protection fund payment.

Sir:

Enclosed is documentation and request for 1) federal incentive payment pursuant to the ICC Order entered April 20, 2005 granting the petition of the Village for closure and barricade of the at-grade crossing of BNSF tracks at Center Street; and for 2) transfer of Grade Crossing Protection Funds to the Motor Fuel Tax account of the Village.

The subject at-grade crossing was closed by temporary barricades on or about May 1, 2005, and has been closed to traffic since that time. For permanent barricade of the north approach a barricade structure has been erected (see photo). IDOT objected to the installation of a barricade structure on the south approach which lies partially on state right of way. IDOT approved a plan of barricade by removal of the south approach. Physical removal of the fill dirt for the south approach on state right of way has now been completed and the temporary barricade removed (see photo). The Village is not responsible for removal of the fill that remains on BNSF property.

The enclosed copy of a letter to the Village from IDOT verifies inspection and confirmation of removal of the fill down to highway grade to the satisfaction of IDOT. Work at the site to be completed in the future is removal of fill dirt by BNSF from its property, retrenching of a media cable through the location, and reseedling. It appearing that the Village has accomplished what is required of it in the barricading of this at-grade crossing, the Village now requests transfer of the \$7,500.00 in federal incentive payment and of the \$30,000.00 in Grade Crossing Protection Funds. The Village understands that these funds are to be used for the purposes allowed for expenditure of motor fuel tax funds.

I understand that you are to receive this request for payment and that you will forward the request to the paying official upon your approval of form.

Sincerely,


Dudley Borah, Attorney for Village of Prairie City, Illinois

DOCKETED

MAR 30 2006

HH-DJ

**REQUEST FOR TRANSFER OF
GRADE CROSSING PROTECTION FUNDS**

DATE: March 24, 2006

TO: Illinois Commerce Commission
Transportation Division
Director of Processing and Information
527 E. Capitol Ave.
Springfield, IL 62701

cc: Henry Humphries
ICC Railroad Safety Specialist

FROM: Mayor Harry McFetridge and
Board of Trustees of Village of Prairie City, Illinois,
a municipal corporation
PO Box 18
Prairie City, Illinois 61470

RE: Village of Prairie City v. State of Illinois et al,
ICC Docket No. T04-0079
Transfer of Grade Crossing Protection Funds.

PAYEE: Motor Fuel Fund of the Village of Prairie City, Illinois

REQUEST: The Village of Prairie City having essentially accomplished what is required of it to close, abolish, and barricade the at-grade crossing of Center Street at the BNSF tracks, the Village hereby requests that IDOT transfer to the Motor Fuel Account of the Village the \$30,000.00 payment pursuant to the Order entered in the above cited case.


Dudley Borah
Attorney for Village

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REQUEST FOR FEDERAL INCENTIVE PAYMENT

DATE: March 24, 2006

TO: Illinois Department of Transportation, District 4
Joseph E. Crow,
Attn: L. Scott LaSalle
Engineer of Local Roads and Streets
401 Main St.
Peoria, IL 61602

cc: Henry Humphries
Illinois Commerce Commission
Railroad Safety Specialist

FROM: Village of Prairie City, Illinois
PO Box 18
Prairie City, IL 61470

RE: ICC Order, Docket No. T04-0079, Village of Prairie City v. State of Illinois DOT, and the Burlington Northern and Santa Fe Railway Co.,
Federal Incentive Payment for Closure and Barricade of Center Street
at-grade rail crossing in Village of Prairie City, Illinois.

PAYEE: Board of Trustees of the Village of Prairie City,
a municipal corporation
PO Box 18
Prairie City, Illinois 61470

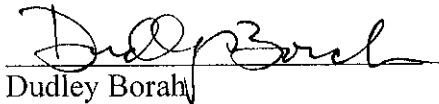
LOCATION: Center Street highway-rail grade crossing of Burlington Northern
Santa Fe Railway Company tracks.
Village of Prairie City, Illinois
AAR/DOT 072 932U
Milepost 186.10
Section 05-06600-00-SP
Project No. RRP-109(43)
Job No. C-94-098-05
Illinois Commerce Commission Docket No. T04-0079

REQUEST: Whereas the Village of Prairie City has essentially complied with the conditions and requirements set forth in the Order of the ICC closing the above cited at-grade crossing in the Village by physical barricade of the north approach and barricade by removal of the south approach pursuant to the requirements of IDOT, the Board of

Trustees of the Village of Prairie City hereby request payment as ordered by the ICC in the amount of \$7,500.00 federal incentive payment to be spent on roadway safety related expenses.

Attached documentation:

1. IDOT District 4 highway permit No. 4-2006003 giving permission to remove street approach from IDOT right of way.
2. IDOT inspection letter signed by Field Technician Dave Campbell verifying approach removal.
3. Statement from Paul's Excavating to Village for street closing costs.
4. 3 pictures of site showing temporary barricade and completed project for Village part of the closing.



Dudley Borah
Attorney for Village of Prairie City, Illinois

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District Serial No. 4-2006005

WHEREAS, I (We) Village of Prairie City , P.O. Box 48
(Name of Applicant) (Mailing Address)
Prairie City , IL , 61470 hereinafter termed the Applicant,
(City) (State) (Zip)
request permission and authority to do certain work herein described on the right-of-way of the State Highway
(SBI 41)
known as IL Route 42 , Section 11 ,
at Right Station 88+00 and Station McDonough County

Permission and authority are hereby granted to the Applicant to remove an existing street approach along the above-referenced route in accordance with the attached prints, typical cross-section, and highway standards which are made a part of this permit. The work shall be located along the northwesterly side of the highway near the south edge of Prairie City, Illinois. The Applicant proposes to remove a portion of "Center Street" between the BNSF Railroad right-of-way and the near edge of the IL Route 41 pavement. The work authorized by this permit shall be done without expense to the State of Illinois.

Sheet 1 of 4

It is understood that the work authorized by this permit shall be completed within 3 months after the date this permit is approved, otherwise the permit becomes null and void. This permit is subject to the conditions and restrictions printed on the reverse side of this sheet.

This permit is hereby accepted and its provisions agreed to this

Witness

Signed

1824 FJ Shoefly Rd
Mailing Address
Aurora, IL, 61415
City State Zip

day of November 20 05
 Signed Thompson M. Petrucci
 Applicant
 P.O. Box 48
 Mailing Address
Prairie City, IL, 61470
 City State Zip

SIGN AND RETURN TO: District Engineer, 401 Main Street, Peoria, IL 61602-1111 (Attn: Access Permits Section)

Approved this 10th day of July 2006

DEPARTMENT OF TRANSPORTATION

cc: Maint. Field Tech.: J. Harrmann

BY: [Signature]
Deputy Director of Highways



Illinois Department of Transportation

Division of Highways / District 4
401 Main Street / Peoria, Illinois / 61602-1111

Honorable Harry McFetridge
Mayor of the City of Prairie City
P.O. Box 196
Prairie City, Illinois 61470

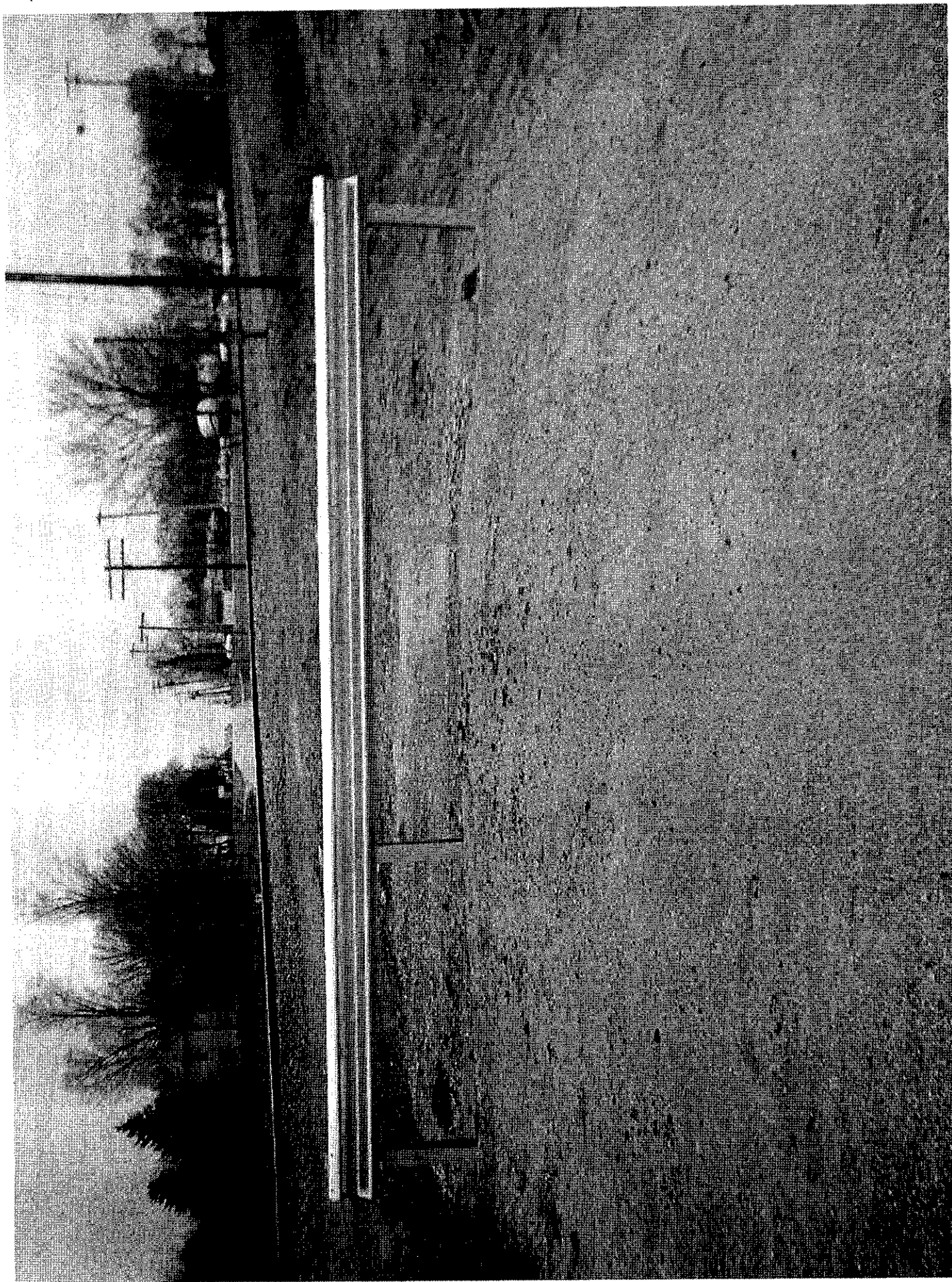
Dear Mr. McFetridge,

The work site at Center Street in Prairie City was inspected by me on February 27, 2006. It is my understanding that all the work at this site is complete except for some back slope grading that is Burlington Northern's responsibility and the subsequent seeding of the entire area when they complete their work. Based on this information I feel the work to date is acceptable to the Illinois Department of Transportation. Upon completion of the seeding I will send you a final acceptance letter.

Very Truly Yours,

A handwritten signature in cursive script that reads "Dave Campbell".

Dave Campbell
Maintenance Field Technician
Illinois Department of Transportation



Prairie City, Illinois
Center Street at BNSF
Barricade on north side, looking south.